

**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:16-cv-13694-AJT-APP**

DR et al v. Michigan Department of Education et al
Assigned to: District Judge Arthur J. Tarnow
Referred to: Magistrate Judge Anthony P. Patti
Case in other court: U.S. Court of Appeals – Sixth
Circuit, 17-02255

Date Filed: 10/18/2016
Jury Demand: Defendant
Nature of Suit: 448 Civil Rights:
Education
Jurisdiction: Federal Question

Cause: 20:1400 Civil Rights of Handicapped Child

Plaintiff

DR

*a minor child by Dawn Richardson,
Parent and Next Friend*

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

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Plaintiff

JB

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Plaintiff

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Defendant

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Defendant

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Defendant

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Date Filed	#	Docket Text
10/18/2016	<u>1</u>	COMPLAINT / <i>Class Action Complaint</i> filed by JW, DD, Crystal McCadden, Jeree Brown, Dawn Richardson, Rachel Kirksey, Willie Daniels, DR, ON, MK, CD, CW, CM, JB, AK, NS, Kathy Wright, DK, Manita Davis, Twanda Davis, JT, Angy Keelin, Chandrika Walker, Nakiya Wakes, DT, CDM against Flint Community Schools, Genesee Intermediate School District, Michigan Department of Education. Plaintiff requests summons issued. Receipt No: 0645-5919183 - Fee: $ 400. County of 1st Plaintiff: Genesee - County Where Action Arose: Genesee - County of 1st Defendant: Ingham. [Previously dismissed case: No] [Possible companion case(s): None] (Little, Gregory) (Entered: 10/18/2016)
10/18/2016	<u>2</u>	SUMMONS Issued for *Flint Community Schools* (DTyl) (Entered: 10/18/2016)
10/18/2016	<u>3</u>	SUMMONS Issued for *Genesee Intermediate School District* (DTyl) (Entered: 10/18/2016)
10/18/2016	<u>4</u>	SUMMONS Issued for *Michigan Department of Education* (DTyl) (Entered: 10/18/2016)
10/18/2016		A United States Magistrate Judge of this Court is available to conduct all proceedings in this civil action in accordance with 28 U.S.C. 636c and FRCP 73. The Notice, Consent, and Reference of a Civil Action to a Magistrate Judge form is available for download at http://www.mied.uscourts.gov (DTyl) (Entered: 10/18/2016)
10/19/2016	<u>5</u>	NOTICE of Appearance by Michael J. Steinberg on behalf of All Plaintiffs. (Steinberg, Michael) (Entered: 10/19/2016)
10/19/2016	<u>6</u>	NOTICE of Appearance by Kary L. Moss on behalf of All Plaintiffs. (Moss, Kary) (Entered: 10/19/2016)
10/19/2016	<u>7</u>	NOTICE of Appearance by Daniel S. Korobkin on behalf of All Plaintiffs. (Korobkin, Daniel) (Entered: 10/19/2016)
10/26/2016	<u>8</u>	CERTIFICATE of Service/Summons Returned Executed. Flint Community Schools served on 10/20/2016, answer due 11/10/2016. (Little, Gregory) (Entered: 10/26/2016)
10/26/2016	<u>9</u>	CERTIFICATE of Service/Summons Returned Executed. Genesee Intermediate School District served on 10/20/2016, answer due 11/10/2016. (Little, Gregory) (Entered: 10/26/2016)
10/26/2016	<u>10</u>	CERTIFICATE of Service/Summons Returned Executed. Michigan Department of Education served on 10/20/2016, answer due 11/10/2016. (Little, Gregory) (Entered: 10/26/2016)

10/28/2016	<u>11</u>	NOTICE of Appearance by Kristin Totten on behalf of All Plaintiffs. (Totten, Kristin) (Entered: 10/28/2016)
10/28/2016	<u>12</u>	NOTICE of Appearance by Katherine J. Bennett on behalf of Michigan Department of Education. (Bennett, Katherine) (Entered: 10/28/2016)
10/28/2016	<u>13</u>	NOTICE of Appearance by Timothy J. Haynes on behalf of Michigan Department of Education. (Haynes, Timothy) (Entered: 10/28/2016)
10/28/2016	<u>14</u>	NOTICE of Appearance by Travis M. Comstock on behalf of Michigan Department of Education. (Comstock, Travis) (Entered: 10/28/2016)
11/02/2016	<u>15</u>	MOTION for Extension of Time to File Answer <i>And Extension of Page Limit for Responsive Pleading</i> by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6) (Haynes, Timothy) (Entered: 11/02/2016)
11/09/2016	<u>16</u>	STIPULATED ORDER Extending Time for Response by All Defendants to <u>1</u> Complaint and Extending Page Limitations. Response due by 12/8/2016. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 11/09/2016)
11/22/2016	<u>17</u>	NOTICE of Appearance by Frederick A. Berg on behalf of Flint Community Schools. (Berg, Frederick) (Entered: 11/22/2016)
11/22/2016	<u>18</u>	NOTICE of Appearance by Brett J. Miller on behalf of Flint Community Schools. (Miller, Brett) (Entered: 11/22/2016)
11/22/2016	<u>19</u>	NOTICE of Appearance by Donald B. Miller on behalf of Flint Community Schools. (Miller, Donald) (Entered: 11/22/2016)
11/30/2016	<u>20</u>	NOTICE of Appearance by Timothy J. Mullins on behalf of Genesee Intermediate School District. (Mullins, Timothy) (Entered: 11/30/2016)
12/08/2016	<u>21</u>	ANSWER to Complaint with Affirmative Defenses with Jury Demand by Genesee Intermediate School District. (Mullins, Timothy) (Entered: 12/08/2016)
12/08/2016	<u>22</u>	MOTION to Dismiss <i>Under Fed.R.Civ.P. 12(b)(1) and (6)</i> by Flint Community Schools. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A – FCS Parent Handbook, # <u>3</u> Exhibit B – FCS Procedural Safeguards Notice, # <u>4</u> Exhibit C – GCHD Lead Testing Information, # <u>5</u> Exhibit D – GCHD Hearing and Vision Screening Information, # <u>6</u> Exhibit E – FCS Child Find Procedures, # <u>7</u> Exhibit F – B.H. v. Portage Pub. Sch. Bd. of Educ.) (Miller, Donald) (Entered: 12/08/2016)
12/08/2016	<u>23</u>	MOTION to Dismiss <i>and Brief in Support</i> by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4, # <u>6</u> Exhibit 5, # <u>7</u> Exhibit 6, # <u>8</u> Exhibit 7, # <u>9</u> Exhibit 8, # <u>10</u> Exhibit 9, # <u>11</u> Exhibit 10, # <u>12</u> Exhibit 11) (Haynes, Timothy) (Entered: 12/08/2016)
12/09/2016	<u>24</u>	NOTICE of Appearance by John L. Miller on behalf of Genesee Intermediate School District. (Miller, John) (Entered: 12/09/2016)
12/15/2016	<u>25</u>	MOTION for Judgment by Genesee Intermediate School District. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A Special Education Mandatory Plan, # <u>3</u> Exhibit B Department of Educations Procedural Safeguards Notice, # <u>4</u> Exhibit C GISD door hanger, # <u>5</u> Exhibit D Early–On program, # <u>6</u> Exhibit E GISD training presentations, # <u>7</u> Exhibit F GISD 1/28/16 letter to Parent/Caregiver, # <u>8</u> Exhibit G Efforts undertaken by GISD in response to the Flint water situation) (Mullins, Timothy) (Entered: 12/15/2016)
12/28/2016	<u>26</u>	STIPULATED ORDER to Extend Time for Responsive Pleadings as to <u>22</u> MOTION to Dismiss <i>Under Fed.R.Civ.P. 12(b)(1) and (6)</i> , <u>23</u> MOTION to Dismiss, <u>25</u> MOTION for Judgment: Responses due by 1/13/2017, Replies due by 2/3/2017. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 12/28/2016)
01/11/2017	<u>27</u>	NOTICE of Appearance by David G. Sciarra on behalf of All Plaintiffs. (Sciarra, David) (Entered: 01/11/2017)
01/11/2017	<u>28</u>	NOTICE of Appearance by Jessica Alexandra Levin on behalf of All Plaintiffs. (Levin, Jessica) (Entered: 01/11/2017)

01/13/2017	<u>29</u>	RESPONSE to <u>22</u> MOTION to Dismiss <i>Under Fed.R.Civ.P. 12(b)(1) and (6)</i> , <u>23</u> MOTION to Dismiss <i>and Brief in Support</i> , <u>25</u> MOTION for Judgment filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits (Unpublished Decisions), # <u>2</u> Exhibit 1 – W.H. v. Tenn. Dep't of Educ., # <u>3</u> Exhibit 2 – N.S. v. Tenn. Dep't of Educ., # <u>4</u> Exhibit 3 – Dixon v. Hamilton City Sch., # <u>5</u> Exhibit 4 – T.H. v. Cincinnati Pub. Sch. Dist. Bd. of Educ., # <u>6</u> Exhibit 5 – B.C. v. Mt. Vernon Sch. Dist., # <u>7</u> Exhibit 6 – Modd v. Cnty. of Ottawa, # <u>8</u> Exhibit 7 – Campbell v. Bd. of Educ. of the Centerline Sch. Dist.) (Korobkin, Daniel) (Entered: 01/13/2017)
01/13/2017	<u>30</u>	Ex Parte MOTION for Leave to File Excess Pages by All Plaintiffs. (Korobkin, Daniel) (Entered: 01/13/2017)
01/17/2017		TEXT-ONLY ORDER granting <u>30</u> Ex Parte MOTION for Leave to File Excess Pages filed by Plaintiffs. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 01/17/2017)
01/27/2017	<u>31</u>	REPLY to Response re <u>25</u> MOTION for Judgment filed by Genesee Intermediate School District. (Miller, John) (Entered: 01/27/2017)
02/03/2017	<u>32</u>	REPLY to Response re <u>22</u> MOTION to Dismiss <i>Under Fed.R.Civ.P. 12(b)(1) and (6)</i> filed by Flint Community Schools. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D) (Miller, Donald) (Entered: 02/03/2017)
02/03/2017	<u>33</u>	REPLY to Response re <u>23</u> MOTION to Dismiss <i>and Brief in Support</i> filed by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits Index, # <u>2</u> Exhibit Exhibit 1) (Haynes, Timothy) (Entered: 02/03/2017)
02/10/2017	<u>34</u>	NOTICE TO APPEAR: Status Conference set for 2/28/2017 02:00 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 02/10/2017)
02/28/2017		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Status Conference held on 2/28/2017. Counsel are to discuss preliminary discovery and the possibility of settling some of the claims and report by email to mike_lang@mied.uscourts.gov by March 14, 2017 confirming the date that they will meet and the agenda of the meeting. Following the meeting, counsel are to notify the court of the status from the meeting and to schedule further proceedings. (MLan) (Entered: 02/28/2017)
07/07/2017	<u>35</u>	MOTION for Protective Order by Genesee Intermediate School District. (Attachments: # <u>1</u> Exhibit DIScovery to defendants) (Mullins, Timothy) Modified on 7/7/2017 (DWor). [DOCUMENT ENTITLED "MOTION TO STAY DISCOVERY"] (Entered: 07/07/2017)
07/07/2017	<u>36</u>	MOTION to Stay <i>Discovery, or, in the Alternative</i> , MOTION for Protective Order by Flint Community Schools. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits, # <u>2</u> Exhibit A–Plaintiffs' First Interrogatories to Defendant FCS, # <u>3</u> Exhibit B–Plaintiffs' First Request for Production of Documents to Defendant FCS, # <u>4</u> Exhibit C–Hoosier v. Liu) (Miller, Brett) (Entered: 07/07/2017)
07/07/2017	<u>37</u>	MOTION for Protective Order by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3) (Haynes, Timothy) (Entered: 07/07/2017)
07/11/2017	<u>38</u>	NOTICE OF HEARING on <u>22</u> MOTION to Dismiss <i>Under Fed.R.Civ.P. 12(b)(1) and (6)</i> , <u>23</u> MOTION to Dismiss <i>and Brief in Support</i> , <u>25</u> MOTION for Judgment . Motion Hearing set for 8/23/2017 03:30 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 07/11/2017)
07/11/2017	<u>39</u>	ORDER REFERRING MOTIONS to Magistrate Judge Anthony P. Patti: <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order filed by Flint Community Schools, <u>37</u> MOTION for Protective Order filed by Michigan Department of Education, <u>35</u> MOTION for Protective Order filed by Genesee Intermediate School District. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 07/11/2017)
07/17/2017	<u>40</u>	NOTICE OF HEARING on <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order , <u>35</u> MOTION for Protective Order , <u>37</u> MOTION for Protective Order . Motion Hearing set for 8/17/2017 02:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 07/17/2017)

07/21/2017	<u>41</u>	RESPONSE to <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order / <i>Plaintiffs' Response in Opposition to Defendants' Motions to Stay Discovery, or alternatively, for a Protective Order</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1, # <u>3</u> Exhibit 2, # <u>4</u> Exhibit 3, # <u>5</u> Exhibit 4) (Korobkin, Daniel) (Entered: 07/21/2017)
07/28/2017	<u>42</u>	RE-NOTICE OF HEARING on <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order , <u>35</u> MOTION for Protective Order , <u>37</u> MOTION for Protective Order . Motion Hearing set for 8/17/2017 03:00 PM before Magistrate Judge Anthony P. Patti**TIME CHANGE ONLY** (MWil) (Entered: 07/28/2017)
07/28/2017	<u>43</u>	REPLY to Response re <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order filed by Flint Community Schools. (Miller, Donald) (Entered: 07/28/2017)
08/14/2017	<u>44</u>	NOTICE of Appearance by Lindsay M. Heck on behalf of AK, Jeree Brown, CD, CDM, CM, CW, DD, DK, DR, DT, Willie Daniels, Manita Davis, Twanda Davis, JB, JT, JW, Angy Keelin, Rachel Kirksey, MK, Crystal McCadden, NS, ON, Dawn Richardson, Nakiya Wakes, Chandrika Walker, Kathy Wright. (Heck, Lindsay) (Entered: 08/14/2017)
08/15/2017	<u>45</u>	STATEMENT of Resolved and Unresolved Issues , <i>Joint List re: Docket Entries 35, 36, 37, 41 and 43</i> by Flint Community Schools (Miller, Brett) (Entered: 08/15/2017)
08/17/2017		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Motion Hearing held on 8/17/2017 re: <u>36</u> MOTION to Stay <i>Discovery, or, in the Alternative</i> MOTION for Protective Order filed by Flint Community Schools, <u>37</u> MOTION for Protective Order filed by Michigan Department of Education, <u>35</u> MOTION for Protective Order filed by Genesee Intermediate School District Disposition: Motions taken under advisement. (Court Reporter: Digitally Recorded) (MWil) (Entered: 08/17/2017)
08/23/2017		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Motion Hearing held on 8/23/2017 re <u>25</u> MOTION for Judgment filed by Genesee Intermediate School District, <u>22</u> MOTION to Dismiss Under Fed.R.Civ.P. 12(b)(1) and (6) filed by Flint Community Schools, <u>23</u> MOTION to Dismiss filed by Michigan Department of Education. Disposition: Motions taken under advisement. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 08/24/2017)
08/24/2017	<u>46</u>	ORDER granting <u>35</u> and <u>37</u> Motions for Protective Order; and granting in part and denying in part <u>36</u> Motion to Stay and for Protective Order – Signed by Magistrate Judge Anthony P. Patti. (LBar) (Entered: 08/24/2017)
09/12/2017	<u>47</u>	NOTICE TO APPEAR: Status Conference set for 10/2/2017 01:30 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 09/12/2017)
09/29/2017	<u>48</u>	ORDER granting in part and denying in part <u>22</u> Motion to Dismiss; denying <u>23</u> Motion to Dismiss; denying <u>25</u> Motion for Judgment. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 09/29/2017)
10/02/2017		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Status Conference held on 10/2/2017: Plaintiffs to file Motion by 10/15/2017, Discovery Motions to be filed 11/8/2017, Discovery Cut-off: 11/22/2017, Final Pre-Hearing Conference set for 11/21/2017 11:00 AM before District Judge Arthur J. Tarnow, Motion Hearing set for 12/4/2017 at 9:00 a.m. before District Judge Arthur J. Tarnow . (Court Reporter: Darlene May) (MLan) (Entered: 10/03/2017)
10/10/2017	<u>49</u>	ATTORNEY APPEARANCE: Margaret A. Bettenhausen appearing on behalf of Michigan Department of Education (Bettenhausen, Margaret) (Entered: 10/10/2017)
10/10/2017	<u>50</u>	ATTORNEY APPEARANCE: Nathan A. Gambill appearing on behalf of Michigan Department of Education (Gambill, Nathan) (Entered: 10/10/2017)
10/10/2017	<u>51</u>	ATTORNEY APPEARANCE: Richard S. Kuhl appearing on behalf of Michigan Department of Education (Kuhl, Richard) (Entered: 10/10/2017)
10/10/2017	<u>52</u>	ATTORNEY APPEARANCE: Zachary C. Larsen appearing on behalf of Michigan Department of Education (Larsen, Zachary) (Entered: 10/10/2017)

10/13/2017	<u>53</u>	ANSWER to Complaint with Affirmative Defenses with Jury Demand by Michigan Department of Education. (Comstock, Travis) (Entered: 10/13/2017)
10/13/2017	<u>54</u>	ANSWER to Complaint with Affirmative Defenses with Jury Demand by Flint Community Schools. (Miller, Brett) (Entered: 10/13/2017)
10/16/2017	<u>55</u>	NOTICE OF APPEAL by Genesee Intermediate School District re <u>48</u> Order on Motion to Dismiss,, Order on Motion for Judgment. Receipt No: 0645-6438934 – Fee: \$ 505 – Fee Status: Fee Paid. (Attachments: # <u>1</u> Exhibit OPINION) (Mullins, Timothy) (Entered: 10/16/2017)
10/16/2017	<u>56</u>	Certificate of Service re <u>55</u> Notice of Appeal,. (Ahmed, N) (Entered: 10/16/2017)
10/16/2017	<u>57</u>	NOTICE OF APPEAL by Michigan Department of Education re <u>48</u> Order on Motion to Dismiss,, Order on Motion for Judgment. Receipt No: 0645-6439012 – Fee: \$ 505 – Fee Status: Fee Paid. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1) (Haynes, Timothy) (Entered: 10/16/2017)
10/16/2017	<u>58</u>	Certificate of Service re <u>57</u> Notice of Appeal,. (Ahmed, N) (Entered: 10/16/2017)
10/16/2017	<u>59</u>	NOTICE OF APPEAL by Flint Community Schools re <u>48</u> Order on Motion to Dismiss,, Order on Motion for Judgment. Receipt No: 0645-6439144 – Fee: \$ 505 – Fee Status: Fee Paid. (Richotte, Joseph) (Entered: 10/16/2017)
10/16/2017	<u>60</u>	Certificate of Service re <u>59</u> Notice of Appeal. (Ahmed, N) (Entered: 10/16/2017)
10/16/2017	<u>61</u>	Ex Parte MOTION for Leave to File Excess Pages / <i>Plaintiffs' Ex Parte Motion for Extension of Page Limitation</i> by All Plaintiffs. (Heck, Lindsay) (Entered: 10/16/2017)
10/16/2017	<u>62</u>	MOTION for Preliminary Injunction by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Plaintiffs' Appendix of Unpublished Cases) (Heck, Lindsay) (Entered: 10/16/2017)
10/19/2017		TEXT-ONLY ORDER granting <u>61</u> Ex Parte MOTION for Leave to File Excess Pages. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 10/19/2017)
10/20/2017	<u>63</u>	TRANSCRIPT of Status Conference held on October 2, 2017. (Court Reporter: Darlene K. May) (Number of Pages: 47) The parties have 21 days to file with the court and Court Reporter a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 11/13/2017. Redacted Transcript Deadline set for 11/20/2017. Release of Transcript Restriction set for 1/18/2018. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (May, D) (Entered: 10/20/2017)
10/23/2017	<u>64</u>	MOTION <i>for Stay of Proceedings</i> by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit Exhibit A– Minute Entry) (Larsen, Zachary) (Entered: 10/23/2017)
10/23/2017	<u>65</u>	MOTION <i>for Stay of Proceedings (Corrected)</i> by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit Exhibit A – Minute Entry) (Larsen, Zachary) (Entered: 10/23/2017)
10/24/2017	<u>66</u>	RESPONSE to <u>65</u> MOTION <i>for Stay of Proceedings (Corrected) concurrence</i> filed by Genesee Intermediate School District. (Mullins, Timothy) (Entered: 10/24/2017)
10/24/2017	<u>67</u>	NOTICE TO APPEAR: Status Conference set for 10/26/2017 02:00 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 10/24/2017)
10/24/2017	<u>68</u>	MOTION TO SUSPEND PRETRIAL PROCEEDINGS, STAY PROCEEDINGS, OR ADJOURN HEARING ON MOTION FOR PRELIMINARY INJUNCTION by Flint Community Schools. (Richotte, Joseph) (Entered: 10/24/2017)
10/26/2017		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Status Conference held on 10/26/2017. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 10/26/2017)
10/26/2017		TEXT-ONLY NOTICE as to <u>68</u> MOTION TO SUSPEND PRETRIAL PROCEEDINGS, STAY PROCEEDINGS, OR ADJOURN HEARING ON MOTION

		FOR PRELIMINARY INJUNCTION , <u>64</u> MOTION for Stay of Proceedings, <u>65</u> MOTION for Stay of Proceedings (Corrected). Responses due by 10/30/2017. (MLan) (Entered: 10/26/2017)
10/26/2017		TEXT-ONLY NOTICE as to <u>62</u> MOTION for Preliminary Injunction. Response due by 11/10/2017. (MLan) (Entered: 10/26/2017)
10/27/2017	<u>69</u>	TRANSCRIPT of Motion Hearing held on October 26, 2017. (Court Reporter/Transcriber: Lawrence Przybysz) (Number of Pages: 45) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 11/17/2017. Redacted Transcript Deadline set for 11/27/2017. Release of Transcript Restriction set for 1/25/2018. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Przybysz, L) (Entered: 10/27/2017)
10/27/2017	<u>70</u>	MOTION to Adjourn Dates (Action Requested by November 3, 2017) by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A- Minute Entry, # <u>3</u> Exhibit B- Hearing Transcript) (Larsen, Zachary) (Entered: 10/27/2017)
10/30/2017	<u>71</u>	NOTICE of Joinder/Concurrence in <u>70</u> MOTION to Adjourn Dates (Action Requested by November 3, 2017) filed by Michigan Department of Education by Flint Community Schools (Miller, Brett) (Entered: 10/30/2017)
10/30/2017	<u>72</u>	RESPONSE to <u>68</u> MOTION TO SUSPEND PRETRIAL PROCEEDINGS, STAY PROCEEDINGS, OR ADJOURN HEARING ON MOTION FOR PRELIMINARY INJUNCTION , <u>70</u> MOTION to Adjourn Dates (Action Requested by November 3, 2017), <u>64</u> MOTION for Stay of Proceedings, <u>65</u> MOTION for Stay of Proceedings (Corrected) filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit Motion to Dismiss for Lack of Jurisdiction, # <u>2</u> Exhibit Appendix of Unpublished Cases) (Korobkin, Daniel) (Entered: 10/30/2017)
10/31/2017	<u>73</u>	NOTICE of Joinder/Concurrence in <u>70</u> MOTION to Adjourn Dates (Action Requested by November 3, 2017) filed by Michigan Department of Education, <u>66</u> Response to Motion filed by Genesee Intermediate School District by Genesee Intermediate School District (Mullins, Timothy) (Entered: 10/31/2017)
11/01/2017	<u>74</u>	REPLY to Response re <u>65</u> MOTION for Stay of Proceedings (Corrected) filed by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit A- Motion Transcript 10-26-2017) (Larsen, Zachary) (Entered: 11/01/2017)
11/02/2017	<u>75</u>	ORDER denying <u>64</u> Motion for Stay; denying <u>65</u> Motion for Stay; denying <u>68</u> Motion for Stay; denying <u>70</u> Motion to Adjourn. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 11/02/2017)
11/06/2017	<u>76</u>	TRANSCRIPT of Motion For Protective Order/Motion to Stay held on 08/17/2017. (Court Reporter/Transcriber: Linda M. Cavanagh) (Number of Pages: 56) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 11/27/2017. Redacted Transcript Deadline set for 12/7/2017. Release of Transcript Restriction set for 2/5/2018. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Cavanagh, Linda) (Entered: 11/06/2017)
11/06/2017	<u>77</u>	Redacted Version of <u>76</u> TRANSCRIPT of Motion For Protective Order/Motion to Stay held on 08/17/2017. Release of Transcript Restriction set for 2/5/2018. (Cavanagh, Linda) (Entered: 11/06/2017)
11/09/2017		TEXT-ONLY NOTICE of TIME and DATE CHANGE: Final Pre-Hearing Conference set for 11/20/2017 03:30 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 11/09/2017)
11/10/2017	<u>78</u>	MOTION for Leave to File Excess Pages by Genesee Intermediate School District. (Mullins, Timothy) (Entered: 11/10/2017)

11/10/2017	<u>79</u>	RESPONSE to <u>62</u> MOTION for Preliminary Injunction filed by Genesee Intermediate School District. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A. Special Education Mandatory Plan, # <u>3</u> Exhibit B. GUD Marketing Material, # <u>4</u> Exhibit C. Sample advertising material, # <u>5</u> Exhibit D. 10 steps to help protect your family, # <u>6</u> Exhibit E. Pediatric Lead Exposure Flint Water Results, # <u>7</u> Exhibit F. Information re students eligible for special education services, # <u>8</u> Exhibit G. Agreement and Program Plan, # <u>9</u> Exhibit H. Summaries of GISD response to water situation, # <u>10</u> Exhibit I. Agreement and Program Plan, # <u>11</u> Exhibit J. National Marketing Awards, # <u>12</u> Exhibit K. 10/2/17 status conference) (Mullins, Timothy) (Entered: 11/10/2017)
11/10/2017	<u>80</u>	MOTION for Leave to File Excess Pages by Michigan Department of Education. (Haynes, Timothy) (Entered: 11/10/2017)
11/10/2017	<u>81</u>	RESPONSE to <u>62</u> MOTION for Preliminary Injunction filed by Michigan Department of Education. (Haynes, Timothy) (Entered: 11/10/2017)
11/10/2017	<u>82</u>	RESPONSE to <u>62</u> MOTION for Preliminary Injunction <i>CORRECTED 81</i> filed by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit Schoof Decl., # <u>3</u> Exhibit Groetsch Decl., # <u>4</u> Exhibit Ferrari Decl., # <u>5</u> Exhibit Moran Decl., # <u>6</u> Exhibit Kovalchick Decl., # <u>7</u> Exhibit Detroit News Article, # <u>8</u> Exhibit DeMars-Johnson Decl., # <u>9</u> Exhibit Lower Decl., # <u>10</u> Exhibit Brewer Walraven Decl., # <u>11</u> Exhibit Golzynski Decl., # <u>12</u> Exhibit Schretlen Decl., # <u>13</u> Exhibit U.S. v Arkansas, # <u>14</u> Exhibit Chapman Decl., # <u>15</u> Exhibit Johnston v. New Miami) (Haynes, Timothy) (Entered: 11/10/2017)
11/13/2017	<u>83</u>	MOTION for Leave to File Excess Pages by Flint Community Schools. (Miller, Donald) (Entered: 11/13/2017)
11/13/2017	<u>84</u>	RESPONSE to <u>62</u> MOTION for Preliminary Injunction filed by Flint Community Schools. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits, # <u>2</u> Exhibit A-Declaration of Melinda Carroll, # <u>3</u> Exhibit B-Inventory of Evaluation Tools, # <u>4</u> Exhibit C-DK File Documents, # <u>5</u> Exhibit D-ON File Documents, # <u>6</u> Exhibit E-Dept. of Educ, State of Haw. v. Cari Rae S., # <u>7</u> Exhibit F-October 2, 2017 Status Conference Transcript, # <u>8</u> Exhibit G-Ellen R. Shell, Gauging the Effects of Lead, # <u>9</u> Exhibit H-Lecero v. Detroit Pub. Sch.) (Miller, Donald) (Entered: 11/13/2017)
11/13/2017	<u>85</u>	Emergency MOTION to Compel <i>Independent Medical Examinations or to Adjourn Dates</i> by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1- Minute Entry 10-03-2017, # <u>3</u> Exhibit 2 - Hearing Transcript 10-26-2017, # <u>4</u> Exhibit 3 - Huffman Declaration, # <u>5</u> Exhibit 3-A - Huffman CV, # <u>6</u> Exhibit 3-B - Huffman Legal Fee Schedule, # <u>7</u> Exhibit 4 - Declaration of Renee Lajiness-O'Neill, # <u>8</u> Exhibit 4-A - Lajiness-O'Neill CV, # <u>9</u> Exhibit 5 - Letter - Little, Gregory 2017-10-31, # <u>10</u> Exhibit 6 - Little E-mail 11-02-2017, # <u>11</u> Exhibit 7 - Larsen E-mail 11-03-2017, # <u>12</u> Exhibit 8 - Larsen E-mail 11-08-2017, # <u>13</u> Exhibit 9 - Larsen E-mail 11-09-2017, # <u>14</u> Exhibit 10 - Larsen E-mail Continued 11-09-2017, # <u>15</u> Exhibit 11 - Larsen E-mail 11-10-2017, # <u>16</u> Exhibit 12 - E-mail and ACLU Letter, # <u>17</u> Exhibit 13 - Larsen E-mail 11-10-2017) (Larsen, Zachary) (Entered: 11/13/2017)
11/13/2017	<u>86</u>	STATEMENT of Resolved and Unresolved Issues <i>/Joint List of Unresolved Issues Regarding Docket Entries 62, 79, 81, 82, and 84</i> by All Plaintiffs (Heck, Lindsay) (Entered: 11/13/2017)
11/15/2017	<u>87</u>	NOTICE of Joinder/Concurrence in <u>85</u> Emergency MOTION to Compel <i>Independent Medical Examinations or to Adjourn Dates</i> filed by Michigan Department of Education by Genesee Intermediate School District (Mullins, Timothy) (Entered: 11/15/2017)
11/16/2017	<u>88</u>	NOTICE by Genesee Intermediate School District re <u>87</u> Notice of Joinder/Concurrence <i>withdrawal</i> (Mullins, Timothy) (Entered: 11/16/2017)
11/16/2017	<u>89</u>	STIPULATED PROTECTIVE ORDER Regarding FERPA, Confidential Records and Claw Back. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 11/16/2017)
11/16/2017	<u>90</u>	TRANSCRIPT of Motion Hearing held on August 23, 2017. (Court Reporter/Transcriber: Lawrence R. Przybysz) (Number of Pages: 45) (Appeal Purposes) The parties have 21 days to file with the court and Court Reporter/Transcriber a Redaction Request of this transcript. If no request is filed, the

		transcript may be made remotely electronically available to the public without redaction after 90 days. Redaction Request due 12/7/2017. Redacted Transcript Deadline set for 12/18/2017. Release of Transcript Restriction set for 2/14/2018. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date, the transcript is publicly available. (Przybysz, L) (Entered: 11/16/2017)
11/17/2017	<u>91</u>	Ex Parte MOTION for Leave to File Excess Pages by All Plaintiffs. (Heck, Lindsay) (Entered: 11/17/2017)
11/17/2017	<u>92</u>	REPLY to Response re <u>62</u> MOTION for Preliminary Injunction / <i>Plaintiffs' Reply Brief in Support of Motion for Preliminary Injunction</i> filed by All Plaintiffs. (Attachments: # <u>1</u> Plaintiffs Appendix of Unpublished Cases) (Heck, Lindsay) (Entered: 11/17/2017)
11/20/2017		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Final Pre-Hearing Status Conference held on 11/20/2017. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 11/20/2017)
11/22/2017		TEXT-ONLY ORDER granting <u>91</u> Ex Parte MOTION for Leave to File Excess Pages filed by Plaintiffs, granting <u>78</u> MOTION for Leave to File Excess Pages filed by Genesee Intermediate School District, granting <u>80</u> MOTION for Leave to File Excess Pages filed by Michigan Department of Education, granting <u>83</u> MOTION for Leave to File Excess Pages filed by Flint Community Schools. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 11/22/2017)
11/28/2017	<u>93</u>	STIPULATED ORDER Adjourning Hearing as to <u>62</u> MOTION for Preliminary Injunction: Motion Hearing set for 1/29/2018 08:30 AM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 11/28/2017)
11/28/2017	<u>94</u>	ORDER from U.S. Court of Appeals – Sixth Circuit re <u>55</u> Notice of Appeal, filed by Genesee Intermediate School District, <u>59</u> Notice of Appeal filed by Flint Community Schools, <u>57</u> Notice of Appeal, filed by Michigan Department of Education [Appeal Case Number 17-2255] (Krause, S) (Entered: 11/29/2017)
01/11/2018	<u>95</u>	NOTICE TO APPEAR: Status Conference set for 1/22/2018 11:00 AM re Hearing set to begin 1/29/2018 before District Judge Arthur J. Tarnow. (MLan) (Entered: 01/11/2018)
01/22/2018	<u>96</u>	WITNESS LIST by Genesee Intermediate School District (Mullins, Timothy) (Entered: 01/22/2018)
01/22/2018	<u>97</u>	SUPPLEMENTAL BRIEF re <u>62</u> MOTION for Preliminary Injunction filed by Genesee Intermediate School District. (Attachments: # <u>1</u> Exhibit 1 – Keranen dep) (Mullins, Timothy) (Entered: 01/22/2018)
01/22/2018	<u>98</u>	Joint MOTION in Limine to <i>Exclude Evidence of Individual Plaintiffs</i> by Flint Community Schools, Genesee Intermediate School District. (Miller, Brett) (Entered: 01/22/2018)
01/22/2018	<u>99</u>	MOTION to Strike and Exclude Testimony of Plaintiffs' Experts Dr. Lidsky and Dr. Sudhalter by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit A – Schretlen Decl., # <u>2</u> Exhibit B – Huffman Decl., # <u>3</u> Exhibit C – Schoof Decl., # <u>4</u> Exhibit D – Groetsch Decl., # <u>5</u> Exhibit E – Wilson & Wilson Study, # <u>6</u> Exhibit F – Shinnar Aff.) (Larsen, Zachary) (Entered: 01/22/2018)
01/22/2018	<u>100</u>	NOTICE of Joinder/Concurrence in <u>99</u> MOTION to Strike and Exclude Testimony of Plaintiffs' Experts Dr. Lidsky and Dr. Sudhalter filed by Michigan Department of Education by Genesee Intermediate School District (Mullins, Timothy) (Entered: 01/22/2018)
01/22/2018		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Status Conference held on 1/22/2018. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 01/22/2018)
01/22/2018	<u>101</u>	MOTION in Limine to <i>Strike and Exclude Testimony of Kris Keranen (MP&AS)</i> by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit) (Comstock, Travis) (Entered: 01/22/2018)

01/23/2018	<u>102</u>	MOTION in Limine <i>To Strike Plaintiffs' Requested Injunctive Relief</i> by Michigan Department of Education. (Comstock, Travis) (Entered: 01/23/2018)
01/23/2018	<u>103</u>	NOTICE of Joinder/Concurrence in <u>98</u> Joint MOTION in Limine <i>to Exclude Evidence of Individual Plaintiffs</i> filed by Genesee Intermediate School District, Flint Community Schools by Michigan Department of Education (Haynes, Timothy) (Entered: 01/23/2018)
01/23/2018	<u>104</u>	ORDER REFERRING OTHER MATTERS to Magistrate Judge Anthony J. Patti: Status Conference to narrow the issues re <u>62</u> Motion for Preliminary Injunction prior to hearing. Conference to be held in 629 (Magistrate Judge Patti's Chambers) on 1/24/2018 at 10:00 a.m. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 01/23/2018)
01/25/2018	<u>105</u>	NOTICE by Michigan Department of Education of withdrawal of <u>101</u> MOTION in Limine <i>to Strike and Exclude Testimony of Kris Keranen (MP&AS)</i> . (Haynes, Timothy) (Entered: 01/25/2018)
01/25/2018	<u>106</u>	NOTICE by Michigan Department of Education of withdrawal of <u>102</u> MOTION in Limine <i>To Strike Plaintiffs' Requested Injunctive Relief</i> . (Haynes, Timothy) (Entered: 01/25/2018)
01/25/2018	<u>107</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 1/25/2018 05:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 01/25/2018)
01/25/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 1/25/2018 (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 01/25/2018)
01/26/2018	<u>108</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 1/26/2018 03:00 PM before District Judge Arthur J. Tarnow (CPic) (Entered: 01/26/2018)
01/26/2018	<u>109</u>	EXHIBIT <i>L-U</i> re <u>79</u> Response to Motion,,, by Genesee Intermediate School District (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit L.Polega deposition, # <u>3</u> Exhibit M.Tawwav deposition, # <u>4</u> Exhibit N.Wager deposition, # <u>5</u> Exhibit O.Carroll deposition, # <u>6</u> Exhibit P.Schretlen deposition, # <u>7</u> Exhibit Q.Costello deposition, # <u>8</u> Exhibit R.Chapman deposition, # <u>9</u> Exhibit S.Declaration of Cherie Wager, # <u>10</u> Exhibit T.MSU/GISD subcontract, # <u>11</u> Exhibit U.Keranen deposition) (Mullins, Timothy) (Entered: 01/26/2018)
01/26/2018	<u>110</u>	RESPONSE to <u>99</u> MOTION to Strike <i>and Exclude Testimony of Plaintiffs' Experts Dr. Lidsky and Dr. Sudhalter / Plaintiffs' Opposition to Defendants' Motion to Strike and Exclude Testimony of Plaintiffs' Expert Dr. Lidsky</i> filed by All Plaintiffs. (Heck, Lindsay) (Entered: 01/26/2018)
01/26/2018		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Telephonic Status Conference held on 1/26/2018: Hearing as to <u>62</u> MOTION for Preliminary Injunction ADJOURNED TO 2/5/2018 08:30 AM before District Judge Arthur J. Tarnow . (CPic) (Entered: 01/29/2018)
02/02/2018	<u>111</u>	ORDER REFERRING OTHER MATTERS to Magistrate Judge Anthony P. Patti : Settlement Conference. Conference to be held on 2/5/2018 at 10:00 a.m. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 02/02/2018)
02/02/2018		TEXT-ONLY NOTICE as to <u>62</u> MOTION for Preliminary Injunction. Motion Hearing ADJOURNED TO 2/20/2018 09:00 AM before District Judge Arthur J. Tarnow . (MLan) (Entered: 02/02/2018)
02/02/2018	<u>112</u>	REPLY to Response re <u>99</u> MOTION to Strike <i>and Exclude Testimony of Plaintiffs' Experts Dr. Lidsky and Dr. Sudhalter</i> filed by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits Index of Exhibits, # <u>2</u> Exhibit Exhibit A, # <u>3</u> Exhibit Exhibit B) (Larsen, Zachary) (Entered: 02/02/2018)
02/05/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 2/5/2018, Set Deadlines/Hearings:(CONTINUATION of Settlement Conference set for 2/7/2018 10:00 AM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference held and continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 02/05/2018)

02/07/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 2/7/2018, Set Deadlines/Hearings:(CONTINUATION OF Settlement Conference set for 2/12/2018 12:00 PM before Magistrate Judge Anthony P. Patti) Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) Modified on 2/8/2018 (MWil). (Entered: 02/08/2018)
02/12/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 2/12/2018. Disposition: Held and Concluded. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 02/12/2018)
02/13/2018	<u>113</u>	NOTICE TO APPEAR: Status Conference set for 2/20/2018 11:45 AM before District Judge Arthur J. Tarnow (CPic) (Entered: 02/13/2018)
02/15/2018		TEXT-ONLY NOTICE: Hearing on Motion for Preliminary Injunction 2/20/2018 is Cancelled. (MLan) (Entered: 02/15/2018)
02/20/2018		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Status Conference held on 2/20/2018. (MLan) (Entered: 02/20/2018)
03/06/2018	<u>114</u>	NOTICE TO APPEAR: Status Conference set for 4/11/2018 11:00 AM before District Judge Arthur J. Tarnow. (MLan) (Entered: 03/06/2018)
04/06/2018		TEXT-ONLY NOTICE: Status Conference ADJOURNED TO 4/12/2018 12:00 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 04/06/2018)
04/09/2018	<u>115</u>	STIPULATION <i>Regarding Partial Settlement and Request for Hearing</i> by All Plaintiffs (Attachments: # <u>1</u> Exhibit A – Settlement Agreement) (Heck, Lindsay) (Entered: 04/09/2018)
04/12/2018	<u>116</u>	STIPULATION AND ORDER Approving Partial Settlement Agreement and Dismissing Child Find Claims with Prejudice and denying as moot <u>62</u> MOTION for Preliminary Injunction filed by Plaintiffs. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 04/12/2018)
04/12/2018		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Hearing held on 4/12/2018 Approving <u>115</u> Stipulation for Partial Settlement. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 04/12/2018)
04/12/2018	<u>117</u>	ORDER finding as moot <u>98</u> Motion in Limine; finding as moot <u>99</u> Motion to Strike. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 04/12/2018)
05/03/2018	<u>118</u>	STIPULATED ORDER of Voluntary Dismissal with Prejudice of Plaintiffs' Claim Against Defendant Michigan Department of Education for Violation of the American with Disabilities Act. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 05/03/2018)
05/08/2018	<u>119</u>	NOTICE TO APPEAR: Status Conference set for 5/29/2018 02:30 PM before District Judge Arthur J. Tarnow. (MLan) (Entered: 05/08/2018)
05/29/2018		Minute Entry for proceedings before District Judge Arthur J. Tarnow: Scheduling Conference held on 5/29/2018. (Court Reporter: Lawrence Przybysz) (MLan) (Entered: 05/29/2018)
05/29/2018	<u>120</u>	SCHEDULING ORDER: Class Certification Motions to be filed by 9/14/2018, Expert Discovery due by 2/1/2019, Dispositive Motion Cut-off set for 2/15/2019, Joint Final Pretrial Order due 5/9/2019, Final Pretrial Conference set for 5/16/2019 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 05/29/2018)
06/20/2018	<u>121</u>	NOTICE TO APPEAR: CONTINUATION of Settlement Conference set for 6/29/2018 01:30 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 06/20/2018)
06/29/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 6/29/2018, Set Deadlines/Hearings:(CONTINUATION of Settlement Conference set for 7/23/2018 10:00 AM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 06/29/2018)

07/23/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 7/23/2018,:(CONTINUATION of Settlement Conference set for 8/22/2018 10:00 AM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 07/23/2018)
08/22/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 8/22/2018,:(CONTINUATION of Settlement Conference set for 10/4/2018 10:00 AM before Magistrate Judge Anthony P. Patti) Disposition: Settlement Conference Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 08/22/2018)
09/06/2018	<u>122</u>	SECOND AMENDEDE SCHEDULING ORDER: Motion to Certify Class due by 10/15/2018, Dispositive Motion Cut-off set for 3/18/2019 Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 09/06/2018)
10/01/2018	<u>123</u>	MOTION to Compel <i>Plaintiffs' Discovery Responses</i> , MOTION TO EXTEND Class Certification Discovery for Limited Purpose , MOTION to Strike or Preclude <i>Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion</i> by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit 1 – 1)MDEs First Class Discovery Requests", # <u>3</u> Exhibit 2 – 2)Plaintiffs Responses And Objections To Defendant MDEs First Set Of Class Discovery Requests, # <u>4</u> Exhibit 3 – 3)Cason–Merenda v. Detroit Med. Ctr.) (Comstock, Travis) (Entered: 10/01/2018)
10/04/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 10/4/2018. Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 10/04/2018)
10/04/2018	<u>124</u>	ORDER SETTING FUTURE DATES., (TELEPHONIC Status Conference set for 11/19/2018 10:00 AM before Magistrate Judge Anthony P. Patti, CONTINUATION of Settlement Conference set for 12/12/2018 10:00 AM before Magistrate Judge Anthony P. Patti)—Signed by Magistrate Judge Anthony P. Patti.(MWil). (Entered: 10/04/2018)
10/09/2018	<u>125</u>	ORDER REFERRING MOTION to Magistrate Judge Anthony P. Patti: <u>123</u> MOTION to Compel Plaintiffs' Discovery Responses, to Extend Class Certification Discovery for Limited Purpose or to Strike or Preclude Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion filed by Michigan Department of Education. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 10/09/2018)
10/10/2018	<u>126</u>	NOTICE OF HEARING on <u>123</u> MOTION to Compel <i>Plaintiffs' Discovery Responses</i> MOTION TO EXTEND Class Certification Discovery for Limited Purpose MOTION to Strike or Preclude <i>Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion</i> . Resolved/Unresolved Issues due by 11/26/2018, Motion Hearing set for 11/29/2018 10:00 AM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 10/10/2018)
10/15/2018	<u>127</u>	MOTION for Leave to File Excess Pages / <i>Plaintiffs' Ex Parte Motion for Extension of Page Limit</i> by AK, Jeree Brown, CD, CDM, CM, CW, DD, DK, DR, DT, Willie Daniels, Manita Davis, Twanda Davis, JB, JT, JW, Angy Keelin, Rachel Kirksey, MK, Crystal McCadden, NS, ON, Dawn Richardson, Nakiya Wakes, Chandrika Walker, Kathy Wright. (Heck, Lindsay) (Entered: 10/15/2018)
10/15/2018	<u>128</u>	MOTION to Certify Class / <i>Plaintiffs' Motion for Class Certification</i> by AK, Jeree Brown, CD, CDM, CM, CW, DD, DK, DR, DT, Willie Daniels, Manita Davis, Twanda Davis, JB, JT, JW, Angy Keelin, Rachel Kirksey, MK, Crystal McCadden, NS, ON, Dawn Richardson, Nakiya Wakes, Chandrika Walker, Kathy Wright. (Attachments: # <u>1</u> Brief in Support of Plaintiffs' Motion for Class Certification, # <u>2</u> Index of Exhibits, # <u>3</u> Exhibit 1– Declaration of Lindsay M. Heck, Esq., # <u>4</u> Exhibit 1–2, # <u>5</u> Exhibit 1–3, # <u>6</u> Exhibit 2– Declaration of William J. Therrien, # <u>7</u> Exhibit 3– Declaration of Gail E. Lovette, # <u>8</u> Exhibit 4– Reliance List for William J. Therrien, # <u>9</u> Exhibit 5– Reliance List for Gail E. Lovette, # <u>10</u> Exhibit 6– Declaration of Karen Christian, UTF President, # <u>11</u> Exhibit 7– Declaration of Lindsay M. Heck for White & Case LLP, # <u>12</u> Exhibit 8– Declaration of Daniel S. Korobkin for ACLU of Michigan, # <u>13</u> Exhibit 9– Declaration of Gregory G. Little for Education Law Center, # <u>14</u> Plaintiffs' Appendix of Unpublished Cases) (Heck, Lindsay) (Entered: 10/15/2018)

		10/15/2018)
10/15/2018	<u>129</u>	RESPONSE to <u>123</u> MOTION to Compel <i>Plaintiffs' Discovery Responses</i> MOTION TO EXTEND Class Certification Discovery for Limited Purpose MOTION to Strike or Preclude <i>Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion /Plaintiffs' Memorandum of Law in Response to Defendant's Motion to Compel Production</i> filed by AK, Jeree Brown, CD, CDM, CM, CW, DD, DK, DR, DT, Willie Daniels, Manita Davis, Twanda Davis, JB, JT, JW, Angy Keelin, Rachel Kirksey, MK, Crystal McCadden, NS, ON, Dawn Richardson, Nakiya Wakes, Chandrika Walker, Kathy Wright. (Heck, Lindsay) (Entered: 10/15/2018)
10/16/2018	<u>130</u>	MOTION for Extension of Time to File Response/Reply as to <u>128</u> MOTION to Certify Class <i>/Plaintiffs' Motion for Class Certification</i> by Genesee Intermediate School District. (Miller, John) (Entered: 10/16/2018)
10/17/2018	<u>131</u>	STIPULATION AND ORDER Extending Time to File Response and Reply as to <u>128</u> MOTION to Certify Class: Response due by 12/5/2018, Reply due by 12/28/2018. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 10/17/2018)
10/22/2018	<u>132</u>	REPLY to Response re <u>123</u> MOTION to Compel <i>Plaintiffs' Discovery Responses</i> MOTION TO EXTEND Class Certification Discovery for Limited Purpose MOTION to Strike or Preclude <i>Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion</i> filed by Michigan Department of Education. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit e—emails dated August 24 and September 12) (Comstock, Travis) (Entered: 10/22/2018)
10/23/2018	<u>133</u>	STIPULATION AND ORDER Allowing Withdrawal of Attorney Kary L. Moss. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 10/23/2018)
11/01/2018	<u>134</u>	NOTICE by Michigan Department of Education of withdrawal of <u>123</u> MOTION to Compel <i>Plaintiffs' Discovery Responses</i> MOTION TO EXTEND Class Certification Discovery for Limited Purpose MOTION to Strike or Preclude <i>Plaintiffs' Use of Reports or Witnesses to Support Class Certification Motion</i> . (Comstock, Travis) (Entered: 11/01/2018)
11/02/2018	<u>135</u>	NOTICE by Michigan Department of Education <i>AMENDED Notice of Withdrawal (ECF 134) of Motion to Compel Plaintiffs' Discovery Responses (ECF 123)</i> (Comstock, Travis) (Entered: 11/02/2018)
11/04/2018		TEXT—ONLY NOTICE: Motion Hearing on 11/29/2018 is Cancelled re: <u>126</u> Notice of Hearing on Motion, (MWil) (Entered: 11/04/2018)
11/19/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 11/19/2018. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 11/19/2018)
12/06/2018	<u>136</u>	ORDER Requiring Plaintiff's to Provide a supplemental settlement summary—Signed by Magistrate Judge Anthony P. Patti. (MWil) (Entered: 12/06/2018)
12/07/2018	<u>137</u>	THIRD AMENDED SCHEDULING ORDER: Class Certification Discovery due by 2/8/2019, Merit Facts Discovery due by 2/17/2019, Class Certification Motion due 10/15/2018, Dispositive Motion Cut-off set for 5/1/2019, Final Pretrial Conference set for 5/16/2019 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 12/07/2018)
12/12/2018		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 12/12/2018. Disposition: Settlement Conference Held. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 12/13/2018)
12/19/2018	<u>138</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 1/16/2019 02:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 12/19/2018)
12/19/2018	<u>139</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference RESET TO 1/2/2019 02:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 12/19/2018)
12/21/2018		TEXT—ONLY ORDER: The Court considers the settlement conference in this case to be an ongoing event, until such time as the Court declares it to be concluded. To that end, the parties may contact the Undersigned, ex parte, (in writing or by phone) to

		continue discussing ways to resolve this matter. The Court notes that Gregory Little, counsel for the Plaintiffs has contacted the Court today for this purpose, and counsel for the other parties are likewise invited to do so as necessary—Entered by Magistrate Judge Anthony P. Patti. (MWil) (Entered: 12/21/2018)
01/02/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 1/2/2019. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 01/03/2019)
01/03/2019	<u>140</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 2/6/2018 02:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 01/03/2019)
01/03/2019	<u>141</u>	RE–NOTICE TO APPEAR BY TELEPHONE: Status Conference RESET TO 2/6/2019 02:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 01/03/2019)
01/11/2019	<u>142</u>	STIPULATED FOURTH AMENDED SCHEDULING ORDER: Dispositive Motion Cut–off set for 7/1/2019 Final Pretrial Conference set for 7/15/2019 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 01/11/2019)
02/06/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 2/6/2019, (TELEPHONIC Status Conference set for 2/25/2019 12:00 PM before Magistrate Judge Anthony P. Patti)Disposition: Status conference held. An additional status conference will be held by phone on February 25, 2019 at 12:00 p.m., unless the parties have submitted a new amended scheduling order, in which case the additional status conference will be cancelled. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 02/07/2019)
02/25/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 2/25/2019, Set Deadlines/Hearings:(TELEPHONIC Status Conference set for 5/9/2019 11:30 AM before Magistrate Judge Anthony P. Patti) (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 02/25/2019)
03/28/2019	<u>143</u>	FIFTH AMENDED SCHEDULING ORDER: Class Certification Discovery due by 6/24/2019, Dispositive Motion Cut–off set for 9/17/2019, Final Pretrial Conference set for 9/30/2019 02:30 PM before District Judge Arthur J. Tarnow. (See image for complete list of dates.) Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 03/28/2019)
05/09/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 5/9/2019, (Continuation of Settlement Conference (IN PERSON) set for 7/12/2019 10:00 AM before Magistrate Judge Anthony P. Patti) (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 06/07/2019)
06/05/2019	<u>144</u>	STIPULATED SIXTH AMENDED SCHEDULING ORDER: Expert Discovery due by 10/3/2019 , Dispositive Motion Cut–off set for 10/17/2019 Joint Final Pretrial Order due 10/23/2019, Final Pretrial Conference set for 10/30/2019 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 06/05/2019)
07/10/2019	<u>145</u>	RE–NOTICE TO APPEAR: Continuation of Settlement Conference RESET TO 8/23/2019 10:00 AM before Magistrate Judge Anthony P. Patti **DATE RESET AT PARTIES' REQUEST.** (MWil) (Entered: 07/10/2019)
07/17/2019		TEXT–ONLY ORDER granting <u>127</u> MOTION for Leave to File Excess Pages. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 07/17/2019)
07/19/2019	<u>146</u>	SEVENTH STIPULATED AMENDED SCHEDULING ORDER: Expert Discovery due by 12/9/2019, Dispositive Motion Cut–off set for 12/23/2019, Joint Final Pretrial Order due 1/14/2020, Final Pretrial Conference set for 1/21/2020 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 07/19/2019)
08/23/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 8/23/2019, Set Deadlines/Hearings:(Continuation of Settlement Conference set for 10/28/2019 10:00 AM before Magistrate Judge Anthony P.

		Patti **IN PERSON** Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 08/23/2019)
08/29/2019	<u>147</u>	STIPULATED ORDER Allowing Attorney Michael J. Steinberg to Withdraw as Co-Counsel. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 08/29/2019)
10/23/2019	<u>148</u>	EIGHTH STIPULATED AMENDED SCHEDULING ORDER: Expert Discovery due by 2/10/2020, Dispositive Motion Cut-off set for 2/24/2020, Joint Final Pretrial Order due 3/9/2020, Final Pretrial Conference set for 3/16/2020 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 10/23/2019)
10/28/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 10/28/2019. Disposition: Held and Continued. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 10/28/2019)
10/28/2019	<u>149</u>	NOTICE TO APPEAR BY TELEPHONE: CONTINUATION OF Settlement Conference set for 12/17/2019 10:30 AM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 10/28/2019)
12/17/2019		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Settlement Conference held on 12/17/2019. Disposition: Settlement Conference held and continued. Continuation date to be determined. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 12/17/2019)
01/10/2020	<u>150</u>	MOTION for Withdrawal of Attorney Zachary C. Larsen by Michigan Department of Education. (Attachments: # <u>1</u> Exhibit A-Proposed Order) (Larsen, Zachary) (Entered: 01/10/2020)
01/13/2020	<u>151</u>	NINTH AMENDED STIPULATED SCHEDULING ORDER: Class Certification Discovery due by 3/31/2020, Dispositive Motion Cut-off set for 6/15/2020 Final Pretrial Conference set for 6/29/2020 02:30 PM before District Judge Arthur J. Tarnow. Signed by District Judge Arthur J. Tarnow. (Refer to image for additional dates) (MLan) (Entered: 01/13/2020)
01/15/2020	<u>152</u>	ORDER granting <u>150</u> MOTION for Withdrawal of Attorney Zachary C. Larsen filed by Michigan Department of Education. Signed by District Judge Arthur J. Tarnow. (MLan) (Entered: 01/15/2020)
01/24/2020	<u>153</u>	NOTICE of Appearance by Elizabeth R. Husa Briggs on behalf of Michigan Department of Education. (Briggs, Elizabeth) (Entered: 01/24/2020)
02/12/2020	<u>154</u>	NOTICE TO APPEAR BY TELEPHONE: Status Conference set for 3/3/2020 10:00 AM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 02/12/2020)
03/03/2020		Minute Entry for proceedings before Magistrate Judge Anthony P. Patti: Telephonic Status Conference held on 3/3/2020. (Court Reporter: None Present, Not on the Record) (MWil) (Entered: 03/03/2020)
03/04/2020	<u>155</u>	NOTICE TO APPEAR: CONTINUATION of Settlement Conference set for 4/20/2020 12:00 PM before Magistrate Judge Anthony P. Patti (MWil) (Entered: 03/04/2020)